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Atty. Dkt. No. 040302-0569

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Takanori ITOU et al.  
Title: POSITIVE ELECTRODE MATERIAL FOR NON-AQUEOUS ELECTROLYTE LITHIUM ION BATTERY AND BATTERY USING THE SAME  
Appl. No.: 10/581,858  
International Filing Date: 11/29/2004  
371(c) Date: 06/30/06  
Examiner: Ashley M. Kwon  
Art Unit: 1795  
Confirmation Number: 4646

**AMENDMENT AND REPLY UNDER 37 CFR 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated May 25, 2010, concerning the above-referenced patent application.

Applicants have enclosed with this amendment a Petition for Extension of Time to make this response timely.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this document.

**Remarks/Arguments** begin on page 4 of this document.

Please amend the application as follows: